

Receipt date: 01/29/2007

IFW



PTO/SB/21 (09-06)
Approved for use through 03/31/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

743

Application Number

10/576,228

Filing Date

10/13/2004 (I.A. Filing Date)

First Named Inventor

Brenton T. Flatt

Art Unit

1614

Examiner Name

To Be Assigned

Attorney Docket Number

06-023-A5/980049.406US

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☒

Information Disclosure Statement (2 pages)

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/Incomplete Application

☐

Reply to Missing Parts under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a Provisional Application

☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s)

☐

Landscape Table or CD

Remarks

☐

After Allowance Communication to TC

☐

Appeal Communication to Board of Appeals and Interferences

☐

Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify below):

- 1) 5 Reference (738 pages)
- 2) PTO/SB/08A and PTO/SB/08B (2 pages)
- 3) Postal Card for Acknowledgment of Receipt.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

EXELIXIS, Inc.

Signature

Printed name

Carmen Pili Ekstrom

Date

January 25, 2007

Reg. No.

34,981

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Laura A. Huntington

Typed or printed name

Laura A. Huntington

Date

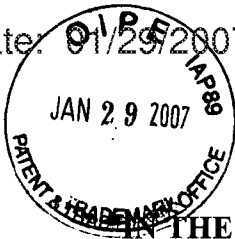
January 25, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.S./

Receipt date: 01/29/2007



Attorney Docket No.: 06-023-A5/980049.406US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of *Brenton T. Flatt et al.*

Application No.: 10/576,228

International Filing Date: October 13, 2004

Examiner: To Be Assigned

Entitled: BRIDGED RING STRUCTURES AS
PHARMACEUTICAL AGENTS

Confirmation No.: 6881

Group Art Unit: 1614

International Appl. No.:
PCT/US2004/033666

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, the items identified and submitted with this Information Disclosure Statement (IDS) are being brought to the attention of the Office. The items are listed on the attached PTO/SB/08A. The Examiner is requested to make these documents of record.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission by the Applicants is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (CFR § 1.97(h)), or even qualifies as "prior art" or "analogous art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicants as such.

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is before the mailing of the first Office Action on the merits. Thus, no fee is required. However, should the undersigned be in error in this regard, Applicants respectfully request that the Office consider this IDS as filed under 37 CFR § 1.97(c), if applicable, and charge the fee due under 37 CFR § 1.17(p) to the deposit account referenced below.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.S./

Copies of all of the items listed on the attached form PTO/SB/08A are enclosed. A concise explanation of their relevance is not given.

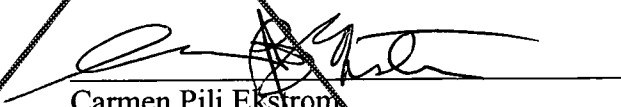
Citation of the above referenced documents shall not be construed as:

- 1) an admission that the documents are necessarily prior art with respect to the instant invention.
- 2) a representation that a search has been made, other than as described above, and
- 3) an admission that the information cited herein is, or is considered to be material to patentability as defined in § 1.56(b)

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08A with initials or other appropriate marks. In the unlikely event that the transmittal letter is separated from this document and the U.S. Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other necessary fees due in connection with the filing of this document to Deposit Account No. 50-1108, referencing 980049.406US. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: January 25, 2007


Carmen Pili Ekstrom
For the Applicants
Reg. No. 34,981

Exelixis, Inc.
210 East Grand Avenue
Post Office Box 511
South San Francisco, CA 94083-0511
Customer Number: 23,500
Direct Phone: (650) 837-7014
Fax: (650) 837-8234

CERTIFICATE OF MAILING

I hereby certify that this paper, along with any document referenced as being attached or enclosed, is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, Post Office Box 1450, Alexandria, VA, 22313-1450, on the date indicated below.

Dated: 1/25/07


Laura A. Huntington

JAN 29 2007
 PATENT & TRADEMARK OFFICE
 JAN 29 2007
 JAN 29 2007

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for H.R. 1449/PTO

(Use as many sheets as necessary)

Sheet	1	of	2
-------	---	----	---

Application Number	10/576,228
Filing Date	10/13/2004 (I.A. Filing Date)
First Named Inventor	Brenton T. Flatt
Art Unit	1614
Examiner Name	To Be Assigned
Attorney Docket Number	06-023-A5/980049.406US

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	2	WO 2004/048309 A1	06/10/2004	ELI LILLY & COMPANY		
	3	WO 2004/063345 A2	07/29/2004	ELI LILLY & COMPANY		
	4	GB 1 410 275	10/15/1975	SUMITOMO CHEMICAL COI		

Taofiq Solola

Date
Considered

04/13/2010

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.S./

Receipt date: 01/29/2007

PTO/SB/08B (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known			
		Application Number	10/576,228		
		Filing Date	10/13/2004 (I.A. Filing Date)		
		First Named Inventor	Brenton T. Flatt		
		Art Unit	1614		
		Examiner Name	To Be Assigned		
Sheet	2	of	2	Attorney Docket Number	06-023-A5/980049.406US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	5	SHIMIZU, I. et al.; "Molybdenum-Catalyzed Aromatic Substitution With Olefins and Alcohols"; Chemistry Letters 1997; May 2, 1997; pp. 851 - 852; The Chemical Society of Japan	

Examiner Signature	/Taofiq Solola/	Date Considered	04/13/2010
--------------------	-----------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.S./